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PTO/SB/31(06-03)  
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# NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)  
100718-332/Batersdorf 730 BCL

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on the 15<sup>th</sup> day of December, 2003.

Agata Gilska  
Agata Gilska

In re Application of  
Klaus Kette-Teigenbuscher et al

Application Number  
09/002,055

Filed  
July 10, 2001

For  
Method of at least partly coating backing materials

Art Unit  
1762

Examiner  
Katherine A. Bareford

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DEC 15 2003

OFFICIAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner dated October 28, 2003 finally rejecting claims 1, 3-19.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00

Applicant claims small entity status. See

37 CFR 1.26. Therefore, the fee amount shown above is reduced by half, and the resulting fee is: \$.

- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 14-1263. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☐ attorney or agent of record. Registration \_\_\_\_\_
- ☒ attorney or agent under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) 48,104

December 15, 2003

Date

(212) 808-0700

Telephone Number

Howard C. Lee

Signature

Howard C. Lee

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, one below.

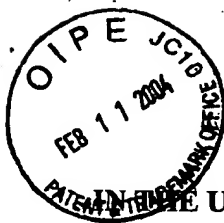
☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.8. This information is required to obtain or retain a benefit by the public which is in the (and by the USPTO) to process an application. Confidentiality is guaranteed by 37 U.S.C. 182 and 37 CFR 1.34. This collection is submitted to save 12 minutes to complete, including electronic, processing, and generating the completed application form to the USPTO. Your will vary depending upon the needs of the individual user. Any statements on the amount of time you require to complete this form neither represent nor constitute a guarantee of the USPTO. The USPTO is not responsible for any delay in processing your application. U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1459 Alexandria, VA 22304-1459. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. AGED TO: Commissioner for Patents, P.O. Box 1459 Alexandria, VA 22304-1459.

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PAGE 25\* RCVD AT 12/15/2003 9:23:23 AM [Eastern Standard Time] \* SVR:USPTO-EFAX-FAX \* DNS:8726311 \* CSID:212 808 0844 \* DURATION (min-ss):02-14

Adjustment date: 02/26/2004 SDIRETA1  
01/14/2004 HRENSLEY 00000011 141263 09902055  
01 FC:1251 110.00 CR  
02 FC:1401 330.00 CR



Docket No. Beiersdorf 730-HCL

DEP 8' 257  
2004 30 71

UNITED STATES PATENT AND TRADEMARK OFFICE

GROUP : 1762  
EXAMINER : Katherine A. Bareford  
APPLICANT : Telgenbuscher  
APPLN. NUMBER : 09/902,055  
FILED : July 10, 2001  
FOR : Method of at least partly coating backing materials

2004 FEB 11 10 10 AM  
US PATENT & TRADEMARK  
OFFICE

Commissioner for Patents  
Refund Section, Accounting Division  
Office of Finance  
P.O. Box 1450  
Arlington, VA 22313

REQUEST FOR REFUND  
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

I. REFUND REQUEST

This is a request for a refund, with respect to the charge to Deposit Account No. 14-1263, shown on the statement dated January 2004, for the above identified patent application. A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

- ☐ Filing fee
- ☐ Surcharge for filing the basic filing fee on a date later than the filing fee of the application (37 CFR § 1.16(e)) and/or
- ☐ Surcharge for filing the oath or declaration on a date later than the filing date of the application (37.CFR § 1.16(e))
- ☐ Extension of the term for first month
- ☐ Excess Claims

Refund Requested

2004 FEB 19 AM 9:24  
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REFUND DIVISION

- ☐ Issue Fee  
☐ Petition Fee  
☐ Other- Notice of Appeal and one month extension of time

330.00+110.00

TOTAL REFUND REQUESTED

\$440.00

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**III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

Charges for Notice of Appeal and one month extension of time have been billed twice, on January 13, 2004 and January 14, 2004.

**IV. MANNER OF REFUND**

Please make refund by crediting Deposit Account No. 14-1263.

Respectfully Submitted,

Howard C. Lee

Howard C. Lee

Reg. No. 48,104

Norris, McLaughlin & Marcus P.A.  
220 East 42<sup>nd</sup> Street, 30<sup>th</sup> Floor  
New York, N.Y. 10017  
Telephone: (212) 808-0700  
Telecopier: (212) 808-0844

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

Date: February 6, 2004

By Agata Glinka



United States  
Patent and  
Trademark Office



### Deposit Account Statement

US PATENT & TRADEMARK  
OFFICE

Requested Statement Month: January 2004  
 Deposit Account Number: 141263  
 Name: NORRIS, MCLAUGHLIN & MARCUS  
 Attention: WILLIAM R. ROBINSON  
 Address: P.O. BOX 1018  
 City: SOMERVILLE  
 State: NJ  
 Zip: 08876-1018

| DATE  | SEQ | POSTING<br>REF TXT | ATTORNEY<br>DOCKET<br>NBR | FEE<br>CODE | AMT        | BAL      |
|-------|-----|--------------------|---------------------------|-------------|------------|----------|
| 01/02 | 1   | 09402737           | BAYER 10197-              | 1201        | \$430.00   | \$66,631 |
| 01/02 | 2   | 09402737           | BAYER 10197-              | 1202        | \$162.00   | \$66,469 |
| 01/02 | 3   | 09402737           | BAYER 10197-              | 1203        | \$290.00   | \$66,179 |
| 01/02 | 69  | 09890365           | 101371-4                  | 2801        | \$385.00   | \$65,794 |
| 01/02 | 672 | 10481734           | 102790-163                | 1613        | \$920.00   | \$64,874 |
| 01/02 | 685 | 10481733           | 102790-158                | 1613        | \$920.00   | \$63,954 |
| 01/02 | 686 | 10481733           | 102790-158                | 1614        | \$172.00   | \$63,782 |
| 01/05 | 1   | 78975222           |                           | 6001        | -\$650.00  | \$64,432 |
| 01/05 | 2   | 78975222           |                           | 6001        | \$325.00   | \$64,107 |
| 01/05 | 3   | 78975227           |                           | 6001        | \$325.00   | \$63,782 |
| 01/05 | 4   | 78975222           |                           | 6003        | -\$200.00  | \$63,982 |
| 01/05 | 5   | 78975222           |                           | 6003        | \$100.00   | \$63,882 |
| 01/05 | 6   | 78975227           |                           | 6006        | \$100.00   | \$63,782 |
| 01/05 | 7   | 78975227           |                           | 6003        | \$100.00   | \$63,682 |
| 01/05 | 35  | 10206003           | 100725-20 /               | 1051        | \$130.00   | \$63,552 |
| 01/05 | 50  | 10745305           | TESA 1607-WCG             | 1001        | \$770.00   | \$62,782 |
| 01/05 | 105 | 5537905            |                           | 2552        | \$1,045.00 | \$61,737 |
| 01/05 | 207 | 10482193           | 102792-238                | 1613        | \$920.00   | \$60,817 |
| 01/05 | 406 | 10482087           | 1029792-237               | 1613        | \$920.00   | \$59,897 |
| 01/05 | 407 | 10482087           | 1029792-237               | 1615        | \$36.00    | \$59,861 |
| 01/06 | 1   | 09744642           | BEIERSDORF 7              | 1251        | \$110.00   | \$59,751 |
| 01/06 | 2   | 09744642           | BEIERSDORF 7              | 1401        | \$330.00   | \$59,421 |
| 01/06 | 2   | 09743385           | BEIERSDORF 6              | 1251        | \$110.00   | \$59,311 |
| 01/06 | 18  | 10343613           | 102792-39                 | 8021        | \$40.00    | \$59,271 |
| 01/06 | 36  | 10381454           |                           | 1617        | \$130.00   | \$59,141 |
| 01/06 | 37  | 10381454           |                           | 1252        | \$420.00   | \$58,721 |
| 01/06 | 687 | 2127713            | 102484-003                | 7205        | \$100.00   | \$58,621 |
| 01/06 | 688 | 2127713            | 102484-003                | 7208        | \$200.00   | \$58,421 |

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| 01/07 38   | 10679123 | BAYER 10261-WCG                   | 1202 | -\$630.00  | \$59,051 |
| 01/07 39   | 10679123 | BAYER 10261-WCG                   | 1202 | \$594.00   | \$58,457 |
| 01/07 306  | 10450305 |                                   | 8021 | \$40.00    | \$58,417 |
| 01/07 523  | 10628828 | 100727-53/HERAEUS405              | 8021 | \$40.00    | \$58,377 |
| 01/07 944  | 78088646 | 101287-3                          | 7003 | \$100.00   | \$58,277 |
| 01/08 4    | P108422  | US PATENT & TRADEMARK OFFICE 1460 |      | \$130.00   | \$58,147 |
| 01/08 6    | 09809575 | STUDIEN 280- OFFICE               | 1252 | \$210.00   | \$57,937 |
| 01/08 58   | 10470260 |                                   | 8021 | \$40.00    | \$57,897 |
| 01/08 115  | 60534340 | 100746-65/HALO                    | 2005 | \$80.00    | \$57,817 |
| 01/08 121  | 10162947 | 100717- BAYE                      | 1501 | \$1,330.00 | \$56,487 |
| 01/08 122  | 10162947 | 100717- BAYE                      | 1504 | \$300.00   | \$56,187 |
| 01/08 123  | 10162947 | 100717- BAYE                      | 8001 | \$6.00     | \$56,181 |
| 01/08 139  | 10076819 | TESAAG1517KG                      | 1252 | \$420.00   | \$55,761 |
| 01/08 147  | 10076819 | TESAAG1517KG                      | 1806 | \$180.00   | \$55,581 |
| 01/08 381  | 10482545 | 101194-78                         | 1613 | \$920.00   | \$54,661 |
| 01/08 382  | 10482545 | 101194-78                         | 8021 | \$40.00    | \$54,621 |
| 01/09 4    | 09734254 | BEIESDORF684                      | 1801 | \$770.00   | \$53,851 |
| 01/09 7    | 10482547 | BAYER 10273-WCG                   | 1613 | \$920.00   | \$52,931 |
| 01/09 8    | 10482547 | BAYER 10273-WCG                   | 1615 | \$72.00    | \$52,859 |
| 01/09 9    | 10482547 | BAYER 10273-WCG                   | 8021 | \$40.00    | \$52,819 |
| 01/09 76   | 10672775 | 101483-5                          | 1001 | \$770.00   | \$52,049 |
| 01/09 76   | 10009328 | PF-0709 USN                       | 2251 | \$55.00    | \$51,994 |
| 01/09 78   | 29175885 | 102792-6                          | 1251 | \$110.00   | \$51,884 |
| 01/09 127  | 10631636 |                                   | 8021 | \$40.00    | \$51,844 |
| 01/09 231  | 10631636 |                                   | 2251 | \$55.00    | \$51,789 |
| 01/09 232  | 10631636 |                                   | 2051 | \$65.00    | \$51,724 |
| 01/12 2    | 10099783 | TESA 1514                         | 1253 | \$950.00   | \$50,774 |
| 01/12 19   | 09743395 | 101195-38                         | 2453 | \$665.00   | \$50,109 |
| 01/12 20   | 09743395 | 101195-38                         | 2253 | \$475.00   | \$49,634 |
| 01/12 52   | 10009328 | PF-0709 USN                       | 2251 | -\$55.00   | \$49,689 |
| 01/12 53   | 10099328 | 102150-1/EIS                      | 2251 | \$55.00    | \$49,634 |
| 01/12 100  | 2078801  | 101484-003I                       | 7205 | \$100.00   | \$49,534 |
| 01/12 101  | 2078801  | 101484-003I                       | 7208 | \$200.00   | \$49,334 |
| 01/12 102  | 2078801  | 101484-003I                       | 7206 | \$100.00   | \$49,234 |
| 01/12 283  | 6090955  |                                   | 2551 | \$455.00   | \$48,779 |
| 01/12 284  | 6090934  |                                   | 1551 | \$910.00   | \$47,869 |
| 01/12 977  | 1816934  | 101293-206                        | 7205 | \$100.00   | \$47,769 |
| 01/12 978  | 1816934  | 101293-206                        | 7201 | \$400.00   | \$47,369 |
| 01/12 1158 | 75717624 | 101369-2                          | 7004 | \$150.00   | \$47,219 |
| 01/13 1    | 10201411 | TESA AG 1546                      | 1252 | \$420.00   | \$46,799 |
| 01/13 1    | 10450305 | TESA 1604-WCG                     | 1617 | \$130.00   | \$46,669 |
| 01/13 1    | 09719670 | BEIERSDORT69                      | 1252 | \$420.00   | \$46,249 |
| 01/13 1    | 09904347 | 101621-4                          | 1252 | \$420.00   | \$45,829 |
| 01/13 2    | 09904347 | 101621-4                          | 1801 | \$770.00   | \$45,059 |
| 01/13 2    | 09719670 | BEIERSDORT69                      | 1401 | \$330.00   | \$44,729 |
| 01/13 2    | 09902055 | BEIERSDORF                        | 1401 | \$330.00   | \$44,399 |
| 01/13 2    | 10450305 | TESA 1604-WCG                     | 1251 | \$110.00   | \$44,289 |
| 01/13 3    | 09902055 | BEIERSDORF                        | 1251 | \$110.00   | \$44,179 |

|           |          |                          |        |      |              |          |
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| 01/13 93  | 29197064 | 102792-240               | PATE   | 1002 | \$340.00     | \$43,836 |
| 01/13 192 | 78350672 | 101126-8                 |        | 7001 | \$335.00     | \$43,504 |
| 01/13 204 | 10450365 |                          |        | 8021 | \$40.00      | \$43,464 |
| 01/13 379 | 10483362 | 101769-245/TESA 1626-KGB |        | 1613 | \$920.00     | \$42,544 |
| 01/13 380 | 10483368 | 102792-239               |        | 1613 | \$920.00     | \$41,624 |
| 01/13 380 | 10483362 | 101769-245/TESA 1626-KGB |        | 1615 | \$288.00     | \$41,336 |
| 01/13 389 | 10483357 | GE BAYER 1610-WCG        | OFFICL | 1613 | \$920.00     | \$40,416 |
| 01/13 390 | 10483357 | GE BAYER 1610-WCG        |        | 1616 | \$290.00     | \$40,126 |
| 01/14 1   | 10472628 | 101769-232/TESA          |        | 1613 | \$900.00     | \$39,226 |
| 01/14 2   | 10472628 | 101769-232/TESA          |        | 1616 | \$280.00     | \$38,946 |
| 01/14 2   | 10470138 |                          |        | 1617 | \$130.00     | \$38,816 |
| 01/14 13  | 09902055 | BEIERSDORF               |        | 1251 | \$110.00     | \$38,706 |
| 01/14 14  | 09902055 | BEIERSDORF               |        | 1401 | \$330.00     | \$38,376 |
| 01/14 188 | 10755754 | BAYER10270-WCG           |        | 1001 | \$770.00     | \$37,606 |
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| 01/14 197 | 10755744 | 101216-36                |        | 1001 | \$770.00     | \$36,546 |
| 01/14 507 | 10606301 |                          |        | 8021 | \$40.00      | \$36,506 |
| 01/15 1   | 09988548 | AG478.2-KGB              |        | 1253 | \$950.00     | \$35,556 |
| 01/15 1   | 08690286 | BAYER9649LH              |        | 1811 | \$100.00     | \$35,456 |
| 01/15 2   | 09988548 | AG478.2-KGB              |        | 1401 | \$330.00     | \$35,126 |
| 01/15 3   | 10262650 | TESA AG 1555             |        | 1806 | \$180.00     | \$34,946 |
| 01/15 14  | 10247409 | TESA AG 1537             |        | 1251 | \$110.00     | \$34,836 |
| 01/15 32  | PAYMENT  |                          |        | 9203 | -\$40,000.00 | \$74,836 |
| 01/15 64  | 29175819 | 102792-67                |        | 1502 | \$480.00     | \$74,356 |
| 01/15 65  | 29175819 | 102792-67                |        | 8001 | \$6.00       | \$74,350 |
| 01/15 839 | 1816932  | 101450-1                 |        | 7205 | \$100.00     | \$74,250 |
| 01/15 840 | 1816932  | 101450-1                 |        | 7201 | \$400.00     | \$73,850 |
| 01/16 1   | 09997061 | TESAAG1508KG             |        | 1252 | \$420.00     | \$73,430 |
| 01/16 2   | 10163758 | 13580-021002             |        | 1251 | \$110.00     | \$73,320 |
| 01/16 2   | 10048674 | 101194-45                |        | 2253 | \$475.00     | \$72,845 |
| 01/16 3   | 10048674 | 101194-45                |        | 2202 | \$9.00       | \$72,836 |
| 01/16 3   | 08849525 | BEIERSDORF43             |        | 1252 | \$410.00     | \$72,426 |
| 01/16 3   | 09719320 | BAYER10,218-             |        | 1401 | \$330.00     | \$72,096 |
| 01/16 4   | 08849525 | BEIERSDORF43             |        | 1801 | \$770.00     | \$71,326 |
| 01/16 4   | 09719320 | BAYER10,218-             |        | 1253 | \$530.00     | \$70,796 |
| 01/16 34  | 29197343 | 102792-149               |        | 1002 | \$340.00     | \$70,456 |
| 01/16 191 | 10483667 | 102792-234               |        | 1613 | \$920.00     | \$69,536 |
| 01/16 192 | 10483667 | 102792-234               |        | 8021 | \$40.00      | \$69,496 |
| 01/16 219 | 10483546 | 102790-164               |        | 1613 | \$920.00     | \$68,576 |
| 01/20 1   | 09367748 | BEIERSDORF 5             |        | 1251 | \$110.00     | \$68,466 |
| 01/20 1   | 09891929 | BEIERSDORF72             |        | 1801 | \$750.00     | \$67,716 |
| 01/20 2   | 09891929 | BEIERSDORF72             |        | 1252 | \$410.00     | \$67,306 |
| 01/20 3   | 09891929 | BEIERSDORF72             |        | 1202 | \$180.00     | \$67,126 |
| 01/20 82  | 09605190 | BAYER 10212.1-WCG        |        | 8021 | \$40.00      | \$67,086 |
| 01/20 97  | 10466667 |                          |        | 8021 | \$40.00      | \$67,046 |
| 01/20 125 | 10635294 | 103218-1                 |        | 2051 | \$65.00      | \$66,981 |
| 01/20 131 | 29189733 | 102792-176               |        | 1051 | \$130.00     | \$66,851 |
| 01/20 132 | 29188767 | 102792-167               |        | 1051 | \$130.00     | \$66,721 |